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7
8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA
9

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 \$128,320.00 in United States Currency,

14 Defendant.

3:19-CV-572-MMD-CBC

**Order for Summons and Warrant of Arrest
in Rem for the Property and Notice**

15 A Complaint for Forfeiture in Rem arising from a federal statute has been filed by
16 the United States of America pursuant to Supplemental Rules for Admiralty or Maritime
17 Claims and Asset Forfeiture Actions (Fed. R. Civ. P. Supp. Rule) G. The Court, having
18 reviewed the Complaint, has found probable cause and that the United States has
19 possession of the defendant property; therefore, the clerk shall issue a Summons and
20 Warrant of Arrest in Rem for the Property, pursuant to Fed. R. Civ. P. Supp. Rule G(3)(b).

21 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that a Summons
22 and Warrant of Arrest in Rem for the Property issue against the \$128,320.00 in United
23 States Currency (property);

24 / / /

1 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the United
2 States seize, arrest, attach, take into custody, and retain the property;

3 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that notice of
4 the action and the arrest be given by the United States on the United States' official internet
5 forfeiture site, www.forfeiture.gov, for at least 30 consecutive days pursuant to Fed. R. Civ.
6 P. Supp. Rule G(4)(a)(iv) which is reasonably calculated to notify potential claimants of
7 this action;

8 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that a copy of
9 the Complaint for Forfeiture In Rem, this Order, the Summons and Warrant of Arrest in
10 Rem for the Property, and the Notice of Complaint for Forfeiture and Arrest be personally
11 served or sent by certified mail, return receipt requested, and regular mail to any person
12 who reasonably appears to be a potential claimant on facts known to the United States
13 before the end of the 60 day publication period which is reasonably calculated to notify
14 potential claimants of this action;

15 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the United
16 States shall file proof of publication and service with the Clerk of this Court;

17 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that a person or
18 an entity who asserts an interest in the defendant property must, pursuant to Fed. R. Civ.
19 P. Supp. Rule G(5), file a verified claim, setting forth the person's or its interest in the
20 property, that (a) identifies the specific property claimed, (b) identifies the claimant and
21 states the claimant's interest in the property, and (c) is signed by the claimant under penalty
22 of perjury pursuant to 28 U.S.C. § 1746;

23 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the person
24 or entity must file the verified claim with the Clerk of the above-entitled Court no later than

1 35 days after the notice is sent or, if direct notice was not sent, no later than 60 days after
2 the first day of publication on the official internet government forfeiture site,
3 www.forfeiture.gov;

4 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the person
5 or entity must file an answer to the Complaint for Forfeiture in Rem or a motion under
6 Rule 12 with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal
7 Building, 400 South Virginia Street, 3rd Floor, Reno, Nevada 89501, no later than 21 days
8 after filing the verified claim;

9 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that the person
10 or entity must serve a copy of the verified claim and the answer at the time of each filing on
11 James A. Blum, Assistant United States Attorney, 501 Las Vegas Boulevard South, Suite
12 1100, Las Vegas, Nevada 89101.

13 Failure to file a verified claim and an answer within the prescribed times shall result
14 in a judgment of forfeiture by default.

15 DATED September 16, 2019.

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18 UNITED STATES DISTRICT JUDGE
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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

\$128,320.00 in United States Currency,

Defendant.

3:19-CV-572-MMD-CBC

**Summons and Warrant of Arrest in Rem
for the Property**

TO: CUSTODIAL LAW ENFORCEMENT AGENCY

On the 13th day of September, 2019, the United States of America filed a
Complaint for Forfeiture in Rem against the \$128,320.00 in United States Currency for the
reasons stated in the Complaint;

YOU ARE, THEREFORE, COMMANDED to seize, to arrest, to attach, to take
into custody, and to retain the \$128,320.00 in United States Currency; to serve the
Complaint for Forfeiture in Rem, the Order for Summons and Warrant of Arrest in Rem
for the Property and Notice, the Summons and Warrant of Arrest in Rem for the Property,
and the Notice of Complaint for Forfeiture and Arrest, by personal service or by certified

1 mail, return receipt requested, and regular mail to any person who reasonably appears to be
2 a potential claimant on facts known to the United States before the end of the 60 day
3 publication period; and to make a return of this Summons and Warrant of Arrest in Rem
4 for the Property.

5 A person or an entity who asserts an interest in the defendant property must,
6 pursuant to Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture
7 Actions G(5), (1) file a verified claim that (a) identifies the specific property claimed, (b)
8 identifies the claimant and states the claimant's interest in the property, and (c) is signed by
9 the claimant under penalty of perjury pursuant to 28 U.S.C. § 1746; (2) file the verified
10 claim with the Clerk of the above-entitled Court no later than 35 days after the notice is
11 sent or, if direct notice was not sent, no later than 60 days after the first day of publication
12 on the official internet government forfeiture site, www.forfeiture.gov; (3) file an answer to
13 the Complaint for Forfeiture in Rem or a motion under Rule 12 with the Clerk of the
14 Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South Virginia
15 Street, 3rd Floor, Reno, Nevada 89501, no later than 21 days after filing the verified claim;
16 and (4) serve a copy of the verified claim and the answer at the time of each filing on James
17 A. Blum, Assistant United States Attorney, 501 Las Vegas Boulevard South, Suite 1100,
18 Las Vegas, Nevada 89101.

19 If a potential claimant fails to do so, a judgment of forfeiture by default will be
20 entered against that potential claimant for the relief demanded in the Complaint for
21 Forfeiture in Rem.

22 All persons and entities who have an interest in the defendant property may, in
23 addition to filing a claim or in lieu of the filing of a claim, submit a Petition for Remission

24 / / /

1 or Mitigation of the forfeiture for a non-judicial determination of this action pursuant to 28
2 C.F.R. Part 9.

3 DATED _____, 2019.

4
5 DEBRA KEMPI, CLERK
United States District Court

6
7 By: _____
DEPUTY CLERK